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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92063367
Party	Defendant Buss General Partner Co. Ltd.
Correspondence Address	BUSS GENERAL PARTNER CO LTD 11765 SUMMIT CRESCENT, DELTA, CANADA
Submission	Answer
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Date	04/29/2016
Attachments	20160429 Answer.pdf(174700 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE  
THE TRADEMARK TRIAL AND APPEAL BOARD**

SERIOUS, INC.

Petitioner

v.

BUSS GENERAL PARTNER CO. LTD.

Respondent.

Cancellation No. 92/063,367

Registration No. 4,017,207

Mark: BASEBOARDERS

**ANSWER**

For its Answer to the Petition for Cancellation filed by Serious, Inc. (“Petitioner”), Buss General Partner Co. Ltd., (“Registrant”) denies each and every allegation except as admitted or qualified as follows:

1. Respondent lacks sufficient knowledge to form a belief as to the allegations in Paragraph 1 of the Petitioner’s Petition for Cancellation and, therefore, denies such allegations.
2. Respondent admits the allegations in Paragraph 2 of the Petitioner’s Petition for Cancellation.
3. Respondent admits it received U.S. Trademark Registration No. 4,017,207 for the BASEBOARDERS design mark on August 23, 2011 (“the ’207 registration”), and that the claimed goods covered by the ’207 registration are “Metal vent covers for HVAC ducts”

in International Class 6. Respondent denies the remaining allegations in Paragraph 3 of the Petitioner's Petition for Cancellation.

4. Respondent admits that the description of the mark indicates that the mark consists of the word "BASEBOARDERS" with the outline of three circles above the letters "BOA" and three circles below. Respondent denies the remaining allegations in Paragraph 4 of the Petitioner's Petition for Cancellation.

5. Respondent denies the allegations in Paragraph 5 of the Petitioner's Petition for Cancellation.

6. Respondent denies the allegations in Paragraph 6 of the Petitioner's Petition for Cancellation.

7. Respondent denies the allegations in Paragraph 7 of the Petitioner's Petition for Cancellation.

8. Respondent admits that claimed goods are "[m]etal vent covers for HVAC ducts" and that Respondent owns the web site [www.BaseboardHeaterCovers.com](http://www.BaseboardHeaterCovers.com). Respondent denies the remaining allegations in Paragraph 8 of the Petitioner's Petition for Cancellation.

9. Respondent denies the allegations in Paragraph 9 of the Petitioner's Petition for Cancellation.

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Dated: April 29, 2016

Respectfully submitted,

/Mark C. Johnson/

Mark C. Johnson

Nicholas J. Gingo

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*Attorneys for Respondent*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served on the following attorney of record for Petitioner by depositing same in the United States mail, postage prepaid, this 29th day of April, 2016:

Richard M. Klein  
FAY SHARPE LLP  
1228 Euclid Avenue, Fifth Floor  
Cleveland, Ohio 44115

Dated: April 29, 2016

/Mark C. Johnson/  
*Attorney for Respondent*

**CERTIFICATE OF ELECTRONIC MAILING**

I hereby certify that the foregoing is being submitted electronically through the Trademark Trial and Appeal Board's ESTTA System on this 29th day of April, 2016.

Dated: April 29, 2016

/Mark C. Johnson/  
*Attorney for Respondent*